

CALIFORNIA LEGISLATURE  
2001–02 FIRST EXTRAORDINARY SESSION

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# ASSEMBLY DAILY JOURNAL

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**Friday, February 9, 2001**  
**TWENTIETH SESSION DAY**  
**THIRTY-EIGHTH CALENDAR DAY**  
**AT SACRAMENTO, CALIFORNIA**



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NOTE: Official record of roll call votes; all amendments considered by the Assembly on this day are on file with the Chief Clerk of the Assembly and available on request. A list of all measures amended and on which amendments were offered is shown on the final page of this day's Assembly Journal.

(Please Direct Any Inquiries and Report Any Omissions or Errors to Minute Clerk: Phone 319-2360)

## PROCEEDINGS OF THE ASSEMBLY

### IN ASSEMBLY

Assembly Chamber, Sacramento  
Friday, February 9, 2001

The Assembly met at 7 a.m.

Hon. Abel Maldonado, Assembly Member, 33rd District, presiding.

Chief Clerk E. Dotson Wilson at the Desk.

Assistant Clerk Sue Parker reading.

#### ROLL CALL

The following were placed upon the morning roll call—54:

Alquist	Firebaugh	Maddox	Runner
Ashburn	Florez	Maldonado	Salinas
Bates	Frommer	Matthews	Simitian
Briggs	Goldberg	Mountjoy	Steinberg
Campbell, John	Harman	Nakano	Strom-Martin
Cardoza	Havice	Nation	Vargas
Chan	Jackson	Negrete McLeod	Washington
Chavez	Keeley	Oropeza	Wayne
Cogdill	Kehoe	Pacheco, Robert	Wesson
Cohn	Kelley	Pacheco, Rod	Wiggins
Cox	La Suer	Papan	Wright
Daucher	Leonard	Pescetti	Wyman
Diaz	Leslie	Reyes	
Dickerson	Lowenthal	Richman	

Quorum present.

**At 9:47 a.m., Hon. Bill Leonard, 63rd District, presiding**

#### REGULAR BUSINESS DISPENSED WITH

By unanimous consent, the regular order of business of the Assembly was dispensed with for this legislative day.

#### LEAVES OF ABSENCE FOR THE DAY

By unanimous consent, the following Assembly Members were granted leaves of absence for the day:

*On legislative business: Assembly Members Aroner, Calderon, Canciamilla, Cardenas, Cedillo, Corbett, Correa, Dutra, Hertzberg, Horton, Koretz, Leach, Liu, Migden, Pavley, Romero, Shelley, Strickland, and Zettel.*

*On legislative business, per diem waived for the 2001–02 Session (See Assembly Journal, page 162): Assembly Member Thomson.*

*On personal business, and waiving per diem: Assembly Members Aanestad, Bill Campbell, and Wyland.*

*Because of illness: Assembly Member Longville.*

*Because of illness in his family: Assembly Member Hollingsworth.*

(NOTE: For explanations of absences of Assembly Members Aroner, Calderon, Canciamilla, Cardenas, Cedillo, Corbett, Correa, Dutra, Hertzberg, Horton, Koretz, Leach, Liu, Migden, Pavley, Romero, Shelley, Strickland, Thomson, and Zettel on this day, on legislative business, pursuant to the Rules, see the Assembly Journal for the Regular Session for this day.)

**COMMUNICATIONS**

The following communication was presented by the Speaker, and ordered printed in the Journal:

**Explanation of Absence—February 6, 2001**

February 9, 2001

*The Honorable Robert Hertzberg*  
*Speaker of the Assembly*  
*State Capitol, Room 219*  
*Sacramento, California*

Dear Mr. Speaker: I am respectfully requesting that the Journal of February 6, 2001 be corrected to reflect that I was excused from session on legislative business.

Thank you for your consideration in this matter.

Respectfully,

GLORIA ROMERO, Assembly Member  
 Forty-ninth District

**ENGROSSMENT AND ENROLLMENT REPORTS**

Assembly Chamber, February 9, 2001

Mr. Speaker: Pursuant to your instructions, the Chief Clerk has examined:

Assembly Bill No. 14

Assembly Bill No. 27

And reports the same correctly engrossed.

E. DOTSON WILSON, Chief Clerk

Above bills re-referred to committee.

**COMMUNICATIONS**

The following communications were presented by the Speaker, and ordered printed in the Journal:

February 7, 2001

*E. Dotson Wilson*  
*Chief Clerk of the Assembly*  
*State Capitol, Room 3196*  
*Sacramento, California*

Dear Dotson: This is to advise you that I have appointed the following members to the Assembly Public Safety Committee for the 2001–02 1st Extraordinary Session:

Assemblymember Carl Washington, Chair  
 Assemblymember Jay La Suer, Vice Chair  
 Assemblymember Gilbert Cedillo  
 Assemblymember Dick Dickerson  
 Assemblymember Fred Keeley  
 Assemblymember Paul Koretz  
 Assemblymember Gloria Romero

Sincerely,

ROBERT M. HERTZBERG  
 Speaker of the Assembly

February 8, 2001

*E. Dotson Wilson*  
*Chief Clerk of the Assembly*  
*State Capitol, Room 3196*  
*Sacramento, California*

Dear Dotson: This is to advise you that I have appointed Assemblymember Herb Wesson to the Committee on Energy Costs and Availability for the 2001–02 First Extraordinary Session.

Sincerely,

ROBERT M. HERTZBERG  
 Speaker of the Assembly

**INTRODUCTION AND FIRST READING OF  
 ASSEMBLY BILLS**

The following bills were introduced and read the first time:

**ASSEMBLY BILL NO. 37—Frommer, Wiggins, Alquist, Migden, Keeley, Thomson, and Calderon.** An act relating to energy resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 38—Jackson, Aroner, Pavley, and Keeley (Coauthors: Corbett, Migden, and Wayne).** An act relating to energy resources, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 39—Cardoza and Salinas (Principal coauthor: Calderon).** An act to amend Section 25120 of the Public Resources Code, relating to energy resources, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 40—Steinberg, Oropeza, and Keeley (Coauthors: Shelley and Wayne).** An act to add Chapter 5.3 (commencing with Section 25430) to Division 15 of the Public Resources Code, relating to energy resources, and making an appropriation therefor.

**ASSEMBLY BILL NO. 41—Lowenthal, Thomson, and Nakano (Coauthors: Corbett, Keeley, Kehoe, Shelley, and Wayne).** An act to add Chapter 4.7 (commencing with Section 25370) to Division 15 of the Public Resources Code, relating to energy, making an appropriation therefor, and declaring the urgency thereof.

**ASSEMBLY BILL NO. 42—Cedillo, Correa, and Keeley (Coauthors: Corbett, Goldberg, Kehoe, Salinas, Shelley, Thomson, and Wayne).** An act to add Chapter 4.7 (commencing with Section 25370) to Division 15 of the Public Resources Code, relating to energy, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 43—Kehoe, Keeley, Pescetti, and Jackson (Principal coauthor: Shelley) (Coauthors: Calderon, Cohn, Corbett, Goldberg, Salinas, Thomson).** An act to add Chapter 6.5 (commencing with Section 17630.10) to Part 10.5 of the Education Code, and to amend Section 2827 of the Public Utilities Code, relating to energy, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

**ASSEMBLY BILL NO. 44—Cohn.** An act to add Section 354 to the Public Utilities Code, relating to public utilities.

**ASSEMBLY BILL NO. 45—Kelley.** An act to amend Section 23649 of the Revenue and Taxation Code, relating to taxation, to take effect immediately, tax levy.

**ASSEMBLY BILL NO. 46—Calderon (Coauthors: Alquist, Cogdill, Diaz, Robert Pacheco, Rod Pacheco, Romero, and Washington) (Coauthors: Senators McPherson and Soto).** An act relating to public utilities, making an appropriation therefor.

**RESOLUTIONS**

The following resolutions were offered:

**ASSEMBLY CONCURRENT RESOLUTION NO. 3—Runner.** Relative to exempting educational institutions from electrical service interruption programs.

**ASSEMBLY CONCURRENT RESOLUTION NO. 4—Cohn, Salinas, Alquist, Diaz, and Dutra.** Relative to the Metcalf Energy Center.

**AUTHOR'S AMENDMENTS**  
**Committee on Natural Resources**

February 9, 2001

Mr. Speaker: The Chair of your Committee on Natural Resources reports:  
Assembly Bill No. 4

With author's amendments with the recommendation: Amend, and re-refer to the committee.

WAYNE, Chairman

**ASSEMBLY BILL NO. 4**—An act to add Section 40714.7 to the Health and Safety Code, relating to electricity.

Bill read second time; author's amendments, presented pursuant to Assembly Rules, read and adopted; bill ordered reprinted, and to be re-referred to the committee.

**ADJOURNMENT**

At 3 p.m., the Assembly adjourned until 11 a.m., Tuesday, February 13, 2001, or upon Call of the Speaker.

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FRED KEELEY, Speaker pro Tempore

PAM CAVILEER, Minute Clerk

**AMENDMENTS CONSIDERED BY THE  
ASSEMBLY ON FEBRUARY 9, 2001**

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The following measure was amended in the Assembly on this day:

**AB RN**

4 0107843

**Daily Total: 1**

**Cumulative Total: 4**

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